VIRGINIA: AT A JOINT PUBLIC HEARING OF THE COUNTY OF AMELIA BOARD OF SUPERVISORS AND THE AMELIA COUNTY PLANNING COMMISSION HELD IN THE GENERAL DISTRICT COURTROOM OF THE COUNTY OF AMELIA COURTHOUSE ON MONDAY, MARCH 28, 2016, AT 7:30 P.M.

PRESENT: FRANKLIN D. HARRIS-Chairman
RALPH A. WHITAKER
JUDY JONES
CARROLL E. BARNARD
Amelia County Board of Supervisors

ABSENT: THOMAS GLEASON

PRESENT: REUBEN BLANTON-Chairman
LARKIN MOYER
RICHARD CUMBIE, JR.
CHRISTIAN TERRY
HOWARD WORSHAM
STANLEY WILKINSON
CARROLL E. BARNARD
RENEE WINFREE
DAVID FELTS, JR.
Amelia County Planning Commission

ABSENT: JUAN WHITTINGTON
ROY EASTER

DAVID R. WHITAKER, Director of Community Development
JANET E. POORE, Secretary

I. CALL TO ORDER

Chairman Franklin Harris opened the joint public hearing of the Amelia County Board of Supervisors and Planning Commission to order at 7:30 P.M. and determined that there was a quorum of Board of Supervisors present. Chairman Reuben Blanton determined that there was a quorum of the Planning Commission present.

Chairman Harris turned the meeting over to Chairman Blanton to conduct the public hearing.

RE: PROPOSED SPECIAL EXCEPTION PERMIT TO CONSTRUCT SEVEN (7) KENNELS AND OPERATE A NON-PROFIT DOG RESCUE VENUE, DEBRA MORGAN, APPLICANT

David R. Whitaker, Director of Community Development, presented the request for a Special Exception Permit to construct seven (7) kennels for a non-profit dog rescue venue in the A-5 Agriculture district. The subject property, which is owned by the applicant, is located on the west side of Route 616 (Genito Road) at the intersection of Route 616 and Elizabeth Lane (private road), and is identified as Parcel 17C of Section 27 on the Amelia County Real Property Identification Map. The applicant proposes to construct 7 kennels with enclosed dog exercise areas and a small supply storage shed.

Chairman Blanton opened the public hearing at 7:40 P.M. and asked if there was anyone present who would like to speak for or against this request.

Ms. Morgan stated that they will have one animal in each kennel and they will work with animal control shelter to help put animals up for adoption. The kennels will be 5 x 8 with a 5 x 10 exterior for cleaning and exercise. The building will be around 12 x 53 with a 12 x 16 office included. The neighbors are accepting with this proposal.

Mr. Whitaker read into the minutes a letter from the Senior Animal Control Officer, Brian Wootten, stating, "We are in favor of this proposal. She is good with animals, has lots of experience working with them and is very caring a passionate about helping the animals. She has volunteered here and has done wonderful things. She will be an asset to the welfare of all animals."

There being no further comments, Chairman Blanton closed the public hearing at 7:42 PM.

RE: PROPOSED SPECIAL EXCEPTION PERMIT TO CONSTRUCT A NEW POWER LINE ACROSS 19 (NINETEEN) PROPERTIES IN AMELIA COUNTY, DOMINION VIRGINIA POWER, APPLICANT

Mr. David Whitaker presented the request for a Special Exception Permit to construct a new power distribution line across 19 properties in the RR-3 Rural Residential District, RP-5 Rural Preservation District and M-2 Industrial District on the Amelia County Real Property Identification Map. The applicant proposes to construct a new power distribution line between two existing sub-stations.

Courtney Fisher, representative from Dominion Virginia Power, 701 E. Cary Street, Richmond, Virginia 23219, presented the overview of the project and that it was the preferred alternative in order to address the reliability of power service in the Ponton area.

Chairman Blanton opened the public hearing at 7:52 PM and asked if there was anyone present who would like to speak for or against this request.

Mr. Ralph Whitaker, 6210 West Creek Road, Amelia, VA 23002, read into the minutes, "I would like the record of this meeting to reflect that I am disqualifying myself from participating on behalf of the Board of Supervisors in the issue of Dominion Virginia Power's application before you tonight. I am one of the property owners whose land will be crossed by the proposed power line, and thus am one of a relatively small group of people who will be directly affected by the actions of the Planning Commission and Board of Supervisors on this application. Although I have been advised that I may not be legally required to take this step, I am doing so because I would not want anyone to have a question about my objectivity in voting on a matter before the County government. While I am not going to participate in the discussion and vote by the Board of Supervisors, I reserve the right to express my views as an affected landowner. I ask that this statement be included in the minutes of both the Planning Commission and the Board of Supervisors." I would like to say that it has been poor communications with little good faith negotiations. The mine on my property will be highly restricted if this goes through. I also feel that the 1.2 miles on my property is very intrusive.

George Felts, representative from Southside Electric Cooperative stated that they have distribution for 900 households in the county and the poorest performer of distribution is the Pontons Store substation.

Commissioner Renee Winfree was concerned about the lack of communication.

Anita Wilson, representative from Dominion Virginia Power, stated that Mr. Ralph Whitaker had expressed concerns on January 5, 2016 and they determined that a second appraisal should be done. They want to approve communication moving forward before construction stage.

There being no further comments, Chairman Blanton closed the public hearing at 8:05 P.M.

There being no further comments, Chairman Harris closed the joint public hearing at 8:10 P.M.

Reuben Blanton, Chairman
Amelia County Planning Commission

ATTEST:

David R. Whitaker, Dir. of Comm. Dev.

Franklin D. Harris, Chairman
Amelia County Board of Supervisors

ATTEST:

A. Taylor Harvie, III, Clerk to the Board

**David Whitaker**

**From:** Roger Wiley [roger@heftywiley.com]
**ent:** Monday, March 28, 2016 4:05 PM
**To:** Ralph Whitaker
**Cc:** Brenda Arthur; David Whitaker
**Subject:** Conflict disclosure statement

Ralph,

Here's the statement I promised to write for your use in abstaining from the board's actions on the Dominion power line application.

Mr. Chairman,
I would like the record of this meeting to reflect that I am disqualifying myself from participating on behalf of the board of supervisors in the issue of Dominion Virginia Power's application before you tonight.
I am one of the property owners whose land will be crossed by the proposed power line, and thus am one of a relatively small group of people who will be directly affected by the actions of the planning commission and board of supervisors on this application.
Although I have been advised that I may not be legally required to take this step, I am doing so because I would not want anyone to have a question about my objectivity in voting on a matter before the County government.
While I am not going to participate in the discussion and vote by the board of supervisors, I reserve the right to express my views as an affected landowner.
I ask that this statement be included in the minutes of both the planning commission and the board of supervisors.

Ralph A. Whitaker, Jr.
District 3 Supervisor
Amelia County

I'll have some extra copies with me. I have also looked at the state statutes that apply to this application and see no legal reason why the planning commission could not postpone a decision on this application for a month.

HEFTY WILEY & GORE, P.C.
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BOARD OF SUPERVISORS
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COUNTY OF AMELIA

A. TAYLOR HARVIE, III
COUNTY ADMINISTRATOR

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**Amelia Animal Control**
**P. O. Box A**
**Amelia, VA 23002**

**March 28, 2016**

**To Whom It May Concern:**

**We are in favor of Deb Morgan getting a Special Use Permit. She is good with animals, has lots of experience working with them, and is very caring and passionate about helping the animals. She has volunteered here and has done wonderful things. She will be an asset to the welfare of all animals.**

**Sincerely,**

**Brian Wootton**
**Senior Animal Control Officer**